

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

LEBAUT, et al

Appln. No.: 08/925,326

Filed: September 8, 1997



Group Art Unit: 1613

Examiner: Oswecki

FOR: N-SUBSTITUTED INDOLE-3-GLYKOXYLAMIDES HAVING
ANTI-ASTHMATIC, ANTIALLERGIC ...

* * * * *

August 14, 1998

ELECTION

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

In response to the restriction requirement in the Office Action issued July 15, 1998,
applicants elect Group II, which includes claims 1 and 2-7 as drawn to compounds of
formulae I and II.

Early and favorable action on the application is respectfully requested.

Respectfully submitted,

CUSHMAN DARBY & CUSHMAN
INTELLECTUAL PROPERTY GROUP OF
PILLSBURY MADISON & SUTRO LLP

By

Ann S. Hobbs, Ph.D.

Reg. No. 36,830

Tel No.: (202) 861-3063

Fax No.: (202) 822-0944

1100 New York Avenue, N.W.
Ninth Floor
Washington, D.C. 20005-3918

RECEIVED
90 AUG 17 PM 1:02
GROUP 180

Inventor(s): LEBAUT et al.

Group Art Unit 1613

Appln. No.: 08

925,326

Examiner: Oswecki, J.

Atty. Dkt. PMS

241249

96/09PH

Series Code ↑

Serial No. ↑

M#

Client Ref

Filed: September 8, 1997

(Our Deposit Account No. 03-3975)

Title: N-SUBSTITUTED INDOLE-3-GLYOXYLAMIDES HAVING
ANTI-ASTHMATIC ANTIALLERGIC ... ACTION

(Our Order No.

114668

241249

C#

M#

Asst. Commissioner of Patents

Date:

August 14, 1998

Washington, D.C. 20231

Sir:

ELECTION LETTER

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

FEE REQUIREMENTS FOR CLAIMS AS AMENDED

1. "Small Entity" statement(s) filed

☐ previously
☐ herewith

(No.)

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code
2. Total Effective Claims	10	**minus 20	0	x \$22/\$11 =	+ 0	103/203
3. Independent Claims	1	***minus 3	0	x \$82/\$41 =	+ 0	102/202
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application).....add				+ \$270/\$135 =	+ 0	104/204
5. Original due Date: AUGUST 15, 1998	<input type="checkbox"/> NONE					
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo)	\$110/\$55 =				115/215
	(2 mos)	\$400/\$200 =	+ 0			116/216
	(3 mos)	\$950/\$475 =				117/217
7. Enter any previous extension fee paid since above original due date and subtract			-			
8.	Extension Fee Attached				+ 0	
9. If Terminal Disclaimer attached, add Rule 20(d) official fee				+ \$110/\$55 =	+ 0	148/248
10. If IDS attached requires Official Fee,add				+ \$240 =		126
or if Rule 97(d) Petitionadd				+ \$130 =	+ 0	122
11. After-Final Request Fee per rules 129(a) and 17(r)				+ \$790/395 =	+ 0	146/246
12. No. of additional inventions for examination per Rule 129(b)				x \$790/395 ea =	+ 0	149/249
13. Petition fee for					+	
14.	TOTAL FEE ENCLOSED =				\$0	

15. *If the entry in this space is less than entry in next space, the "Present Extra" result is "0".

16. **If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.

17. ***If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown in the heading hereof, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.

Pillsbury Madison & Sutro LLP
Intellectual Property Group

By Atty: Ann S. Hobbs

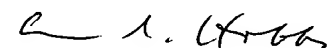
Reg. No. 36830

1100 New York Avenue, N.W.

Ninth Floor East Tower

Washington, D.C. 20005-3918

Sig:



Fax: (202) 822-0944

Tel: (202) 861-3000

Tel: (202) 861-3063

Atty/Sec: ASH/kim

NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments